

## **REMARKS**

### **Claim Rejections**

Claims 5-8 are rejected under 35 U.S.C. § 103(a) as being anticipated by Norman (US 4,003,664).

### **Drawings**

It is noted that no Patent Drawing Review (Form PTO-948) was received with the outstanding Office Action. Thus, Applicant must assume that the drawings are acceptable as filed.

### **Claim Amendments**

By this Amendment, Applicant has amended claim 5 of this application. It is believed that the amended claims specifically set forth each element of Applicant's invention in full compliance with 35 U.S.C. § 112, and define subject matter that is patentably distinguishable over the cited prior art.

The cited reference to Norman teaches a battery terminal connector having a connector housing (9) connected to a battery cable (8) and having an opening (11), a retaining cup (5) inserted into a top of the opening (11) and having a flange-like lip (7) located on a top surface of the connector housing (9), and a spring (4) inserted into the retaining cup (5). A gripping element (13) is inserted into a bottom of the opening (11) and has a plurality of notches (17) located around and interior thereof. A bolt (1) is inserted through the spring (4), the retaining cup (5), and the connector housing (9), and connected to the gripping element (13). A battery post (19) of a battery (20) is inserted into the interior of the gripping element (13).

Norman the battery terminal connector adjustably gripping the battery post of the battery, but Norman is totally devoid of any suggestion of a battery case.

Norman does not teach a battery case; a battery being selectively inserted into the interior of the battery case; a terminal hole located through a peripheral wall of the battery case; a flange located on an interior surface of the peripheral wall of the battery case; a contact member having a cylindrical mounting portion inserted through the terminal hole of the battery case and having a first end riveted to an

outer surface of the peripheral wall; a contact portion having a first surface engaging a positive terminal of the battery and a second surface located on the flange; nor does Norman teach the cylindrical mounting portion, the contact portion, and the connecting portion engaging the battery case.

It is axiomatic in U.S. patent law that, in order for a reference to anticipate a claimed structure, it must clearly disclose each and every feature of the claimed structure. Applicant submits that it is abundantly clear, as discussed above, that Norman do not disclose each and every feature of Applicant's amended claims and, therefore, could not possibly anticipate these claims under 35 U.S.C. § 102. Absent a specific showing of these features, Norman cannot be said to anticipate any of Applicant's amended claims under 35 U.S.C. § 102.

It is further submitted that Norman does not disclose, or suggest any modification of the specifically disclosed structures that would lead one having ordinary skill in the art to arrive at Applicant's claimed structure. Thus, it is not believed that Norman renders obvious any of Applicant's amended claims under 35 U.S.C. § 103.

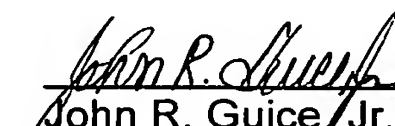
### **Summary**

In view of the foregoing amendments and remarks, Applicant submits that this application is now in condition for allowance and such action is respectfully requested. Should any points remain in issue, which the Examiner feels could best be resolved by either a personal or a telephone interview, it is urged that Applicant's local attorney be contacted at the exchange listed below.

Respectfully submitted,

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